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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,)	CASE NO. CR 01-40144 SBA
)	
14 Plaintiff,)	UNITED STATES' RESPONSE TO
)	DEFENDANT'S PROPOSED STIPULATION
15 v.)	
)	
16 RHAKESH DHINGRA,)	
)	
17 Defendant.)	
)	

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19 On December 1, 2020, this Court denied Defendant's Motion to Amend or Alter the Court's
20 October 13, 2020, Order denying Defendant's Renewed Petition for Writ of Error Coram Nobis. Dkt.
21 182. The Court instructed Defendant that any further filings on the subject matter of the petition would
22 be summarily denied. *Id.*, p. 2.

23 Defendant subsequently filed a letter at Dkt. 183, requesting that the government conduct an
24 investigation into the witness. Defendant filed as an attachment to the letter at Dkt. 183-1, a "Stipulation
25 and [Proposed] Order Confirming Perjury by Leader of FBI Cyber Squad, San Francisco Bay Area,
26 Charles J. Esposito to Obtain Wrongful Conviction During September 2002 Jury Trial." The defendant
27 later filed a Corrected version, captioning the document as a Proposed Stipulation. Dkt. 184.

28 For the reasons previously discussed in the government's Opposition to Defendant's Petition for

1 Writ of Error Coram Nobis, Dkt. 155, and in the Court's Orders denying the Petition, Dkt. 160, the
2 Renewed Petition, Dkt. 179, and the Motion to Alter or Amend, Dkt. 182, the government declines to
3 join the proposed stipulation and requests that the Court deny the stipulation and proposed order filed by
4 the defendant.

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6 Respectfully submitted,

7 DAVID L. ANDERSON
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